

EXCEL TSD OF TENNESSEE, LLC APPLIES FOR HAZARDOUS WASTE PERMIT RENEWAL

The Tennessee Department of Environment and Conservation (TDEC) Division of Solid Waste Management (DSWM) received Part A and Part B hazardous waste management permit applications from Excel TSD of Tennessee, LLC (Excel) for renewal of its current hazardous waste management facility permit (TNHW-138). This facility (EPA ID TND980847024) is located in Shelby County at 550 Rivergate Road, Memphis, TN 38109, immediately east of Rivergate Road's intersection with Riverport Road. This location is in an industrial area approximately 0.5 mile southwest of I-55 and can be accessed from I-55 by exiting east onto West Mallory Avenue, turning after approximately 0.3 mile right onto Riverport Road, and then turning left after approximately one mile onto Rivergate Road. The facility can also be accessed from I-55 via New Horn Lake Road and U.S. Highway 61.

This facility has been a commercial hazardous waste management facility since 1986 and was acquired by Excel in 2003. The facility is permitted only to store and treat hazardous wastes in containers and tanks; no burning or disposal of hazardous wastes or other wastes is permitted. The current permit allows the facility to store a maximum quantity of 52,620 gallons of hazardous waste in containers in two indoor and one outdoor container storage units, and a maximum quantity of 12,000 gallons in two above-ground storage tanks. It also allows the facility to treat a maximum quantity of 7,000 gallons per day by fuel blending, neutralization/stabilization, separation/consolidation, and emptying of pressurized containers.

With this renewal application, Excel is seeking only to continue its current activities. No new hazardous waste management units or operations are being proposed. However, the renewal application does identify some minor adjustments in container storage capacities. Excel is seeking to increase the current capacity limit for its outdoor container storage unit from 30,060 gallons to 42,000 gallons to provide additional operational flexibility, but the controlling facility-wide container storage capacity limit will increase by only 15 gallons to a total of 52,635 gallons.

The permit renewal application also provides information on all solid waste management units (SWMUs) and Areas of Concern (AOCs) at the facility. It incorporates the DSWM's finding that there are no SWMUs or AOCs currently at the facility where releases of hazardous wastes or hazardous constituents have occurred and investigations or corrective actions are needed. The conditions of this permit will require that any future SWMUs or AOCs be disclosed to the DSWM, evaluated for potential releases, and then investigated and remediated as necessary.

The current permit, TNHW-138, was issued on September 30, 2008 and effective for ten (10) years. Excel requested and received an extension to submit their renewal application less than 180 days before the current permit expires. Under the Tennessee Hazardous Waste Management Regulations they will be allowed to continue to operate under the current permit until another permit is issued or denied. If renewed, the permit will allow the facility to continue to operate and maintain the hazardous waste for an additional ten years.

Prior to submitting their Part A and Part B renewal applications on April 19, 2018, the facility held a Pre-Application Public Meeting on April 10, 2018 with a public notice issued on March 9, 2018, as required by Tennessee Rule 0400-12-01-.07(1)(m). No comments were received from the public

during the meeting. The public will have another opportunity to comment when DSWM completes its review as described below.

As set forth in the Regulations, a complete permit application, consisting of a Part A and a Part B, must include certain text, drawings and other information adequate to demonstrate that the facility will comply with the various technical and administrative standards applicable to such a facility. Evaluation of the renewal application involves an in-depth review of the application materials by DSWM staff and subsequent correspondence between DSWM and the facility identifying and correcting any deficiencies in the submitted information.

Once it determines the application is complete, DSWM will make a tentative decision to either grant or deny the permit and will issue either a draft permit or a notice of intent to deny the permit. Public Notice will be given of this tentative decision, and the public will have at least 45 days to submit written comments on the draft permit/proposed action. A public hearing, if requested, may also be held to receive public comments within this public comment period. After considering the public comments received and making any appropriate revisions, the DSWM director will issue a final permit decision to either issue a final permit or terminate the existing permit. A Response to Comments will also be issued at that time.

Electronic copies of the application are available online at tn.gov/environment/notices/excel and at the DSWM Central Office on the 14th Floor of the Tennessee Tower, 312 Rosa L. Parks Avenue, Nashville, TN 37243 (615-532-0780). Paper copies are available for review at the Memphis Public Library - South Branch, 1929 South Third St, Memphis TN 38109 (901-415-2780) and at DSWM's Memphis Field Office, 8383 Wolf Lake Drive, Bartlett, TN 38133 (901-371-3000).

Further information on this matter may be obtained by contacting Mr. Steve Neal of Excel TSD of Tennessee LLC at 550 Rivergate Road, Memphis, TN 38109, sneal@exceltsd.com, or 901-774-8146. Information, opinions, and inquiries may be directed to Ms. Dilraj Mokha in DSWM's Central Office throughout the permit review process: contact her at the TN Tower, 312 Rosa L. Parks Ave, 14th Floor, Nashville, TN 37243, call 615-532-0821, fax 615-532-0938, or email Dilraj.Mokha@tn.gov.

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EEO/AA/ADAAA inquiries or complaints may be directed to the ADAAA Coordinator, HR Division, at 615-532-0200. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).

If it is hard for you to read, speak, or understand English, TDEC may be able to provide translation or interpretation services free of charge. Please contact Mary Evans at 615-532-0798 for more information.

If you would like to receive notices like this directly, contact the Public Participation Officer in DSWM's Central Office for a Mailing List Request form. Email Solid.Waste@tn.gov or call 615-532-0788.

NOTICE ISSUED: July 26, 2018